



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/683,130	11/21/2001	Scott E. Trevino	GEMS8081.107	1211
27061 7590 01/23/2008 ZIOLKOWSKI PATENT SOLUTIONS GROUP, SC (GEMS) 136 S WISCONSIN ST PORT WASHINGTON, WI 53074			EXAMINER KIM, CHONG R	
			ART UNIT 2624	PAPER NUMBER
			NOTIFICATION DATE 01/23/2008	DELIVERY MODE ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

info@zpsspatents.com  
rlt@zpsspatents.com  
klb@zpsspatents.com

**Notice of Abandonment**

Application No.

09/683,130

Examiner

Charles Kim

Applicant(s)

TREVINO ET AL.

Art Unit

2624

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on \_\_\_\_\_.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☐ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☒ The decision by the Board of Patent Appeals and Interference rendered on 08 January 2008 and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

  
BHAVESH M. MEHTA  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2600

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

# Content Information for 09/683130

Search Another: Application # or Patent# PCT /  /  or PG PUBS # Attorney Docket #  Bar Code #  

Appln Info

Contents

Petition Info

Atty/Agent Info

Continuity/Reexam

Foreign Data

Date	Status	Code	Description
01/11/2008		ELC_RVW	ELECTRONIC REVIEW
01/10/2008		EML_NTF	EMAIL NOTIFICATION
01/10/2008		MAPDA	MAIL BPAI DECISION ON APPEAL - AFFIRMED
01/08/2008	135	APDA	BPAI DECISION - EXAMINER AFFIRMED
07/16/2007		DOCK	CASE DOCKETED TO EXAMINER IN GAU
06/14/2007		AP_DK_M	DOCKETING NOTICE MAILED TO APPELLANT
06/14/2007	124	APAS	ASSIGNMENT OF APPEAL NUMBER
05/30/2007	132	APWD	APPEAL AWAITING BPAI DOCKETING
08/09/2006		MRBNE	MAIL REPLY BRIEF NOTED BY EXAMINER
08/07/2006	133	RBNE	REPLY BRIEF NOTED BY EXAMINER
05/23/2006		FWDX	DATE FORWARDED TO EXAMINER
05/22/2006	128	APRB	REPLY BRIEF FILED
03/22/2006	123	MAPEA	MAIL EXAMINER'S ANSWER
03/21/2006		DOCK	CASE DOCKETED TO EXAMINER IN GAU
03/20/2006	122	APEA	EXAMINER'S ANSWER TO APPEAL BRIEF
12/15/2005		FWDX	DATE FORWARDED TO EXAMINER
12/07/2005	121	AP.B	APPEAL BRIEF FILED
11/02/2005		MAPCD	MAIL APPEALS CONF. REQUEST DEFECTIVE
10/31/2005		APCD	PRE-APPEALS CONFERENCE DECISION - REQUE
10/07/2005		AP.C	REQUEST FOR PRE-APPEAL CONFERENCE FILE
10/07/2005	120	N/AP	NOTICE OF APPEAL FILED
10/07/2005		XT/G	REQUEST FOR EXTENSION OF TIME - GRANTED
10/13/2005	83	MCTAV	MAIL ADVISORY ACTION (PTOL - 303)
10/11/2005	82	CTAV	ADVISORY ACTION (PTOL-303)
10/06/2005		EXIN	EXAMINER INTERVIEW SUMMARY RECORD (P
09/15/2005		FWDX	DATE FORWARDED TO EXAMINER